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Date: December 29, 2005
Time: 10:30 am

Number of pages (including this sheet): 24

To: United States Patent and Trademark Office Attention: Examiner SWEARINGEN, J.
Facsimile Number: 571-273-8300
From: Albert S. Michalik

RE: Serial No. 10/010,881, Attorney Docket No. 2760

In re Application of:

BARHAM et al.

Group Art Unit: 2145

Serial No. 10/010,881

Examiner: SWEARINGEN, J.

Filed: November 8, 2001

For: Controlling Transmit Rates by Network
Congestion Pricing

CERTIFICATE OF TRANSMISSION

I hereby certify that this Amendment and Amendment Transmittal are being transmitted by facsimile to the United States Patent and Trademark Office in accordance with 37 C.F.R. 1.6(d) on the date shown below:

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Albert S. Michalik

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PATENT
Attorney Docket No. 2760

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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AMENDMENT TRANSMITTAL

TO THE COMMISSIONER FOR PATENTS:

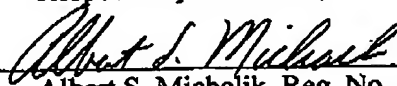
Transmitted herewith are the following papers in the above-identified application:

1. Amendment w/ Certificate of Transmission (22 pgs)

No additional claims are believed to be necessary.

☒ If any fee is required in connection with this response, please charge Deposit Account No. 50-1618.

Respectfully submitted,



Albert S. Michalik, Reg. No. 37,395
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DEC 29 2005

PATENT

Attorney Docket No. 2760

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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For: Controlling Transmit Rates by
Network Congestion Pricing

AMENDMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This communication is a response to an Office action dated October 4, 2005
(hereinafter "the Office action"). Please consider the following amendments and
appended remarks, which applicants submit places the case in condition for allowance.